

# OFFICIAL GAZETTE



## GOVERNMENT OF GOA

NOTE: There is a Extraordinary issue to the Official Gazette, Series I No. 36 dated 2/12/93 as follows:

Extraordinary dated 8/12/1993 from pages 605 to 606 regarding Notification from Power Department.

### GOVERNMENT OF GOA

Department of Inland Water Transport

#### Notification

7/30/88-IWT. Vol. I

In exercise of the powers conferred by sub-section (2) of section 4 of the Goa Ferries Act, 1990 (Goa Act 9 of 1990) and in supersession of all previous Orders/Notifications in this behalf, the Government of Goa is pleased to fix the rates of toll for various ferry routes in the State of Goa as specified in the Schedule annexed hereto with immediate effect.

#### SCHEDULE

Sr. No. Ferry/Routes	Item	Fare
(A)		
(1) Old Goa-Piedade	(i) Passenger	0.50
(2) Pomburpa-Chorao	(ii) Bicycle/Moped	0.75
(3) Calvim-Carona	(iii) Bicycle/Moped with rider	1.25
(4) Aldona-Corjuem	(iv) Motorcycle/ /Scooter	1.50
(5) Naroa-Diwar	(v) Motorcycle/ /Scooter with rider	2.00
(6) Cavelossim-Assolna	(vi) Cargo per tonne	15.00
(7) Volvoi-Surla	(vii) Car/jeep/three-wheeler (unloaded) with driver (one way)	4.50
(8) Tuem-Camurlim	(viii) Car/jeep/three-wheeler (unloaded) with driver (return)	7.50
(9) Gaundolem-Kumbharjua	(ix) 4/6 wheeler light medium vehicles e. g. Matador tempo, pick up (unloaded) with driver	10.50

Sr. No. Ferry/Routes	Item	Fare
	(x) Heavy medium vehicles e. g. DCM Toyota, Swaraj Mazda, Mercedes, Allwyn Nissan, etc. 6-wheeler (unloaded) with driver	13.50
	(xi) Heavy vehicles e. g. buses, trucks, tankers (unloaded) with driver	13.50
	(xii) Special trip	37.50
B.		
(1) Siolim-Chopdem	(i) Passenger	0.75
(2) Keri-Tiracol	(ii) Bicycle/Moped	0.75
(3) Sao Pedro-Diwar	(iii) Bicycle/Moped with rider	1.50
(4) Panaji-Betim	(iv) Motorcycle/ /Scooter	1.50
(5) Patto-Malim	(v) Motorcycle/ /Scooter with rider	2.25
(6) Ribandar-Chorao	(vi) Cargo per tonne	15.00
(7) Sarmanosh-Tonca	(vii) Car/jeep/three-wheeler (unloaded) with driver (one way)	7.50
(8) Amona-Candola	(viii) Car/jeep/three-wheeler (unloaded) with driver (return)	12.00
(9) Kiranpani-Aronda	(ix) 4/6 wheeler light medium vehicles e. g. Matador tempo, pick up (unloaded) with driver	13.50
(10) Old Goa-Abboi	(x) Heavy medium vehicles e. g. DCM Toyota, Swaraj Mazda, Mercedes, Allwyn Nissan, etc. 6-wheeler (unloaded) with driver	13.50
(11) Raia-Shiroda	(xi) Heavy vehicles e. g. buses, trucks, tankers (unloaded) with driver	22.50

Sr. No.	Ferry/Routes	Item	Fare
(12)	Volvoi-Maina	(xii) Special trip	37.50
	C. Durbhat-Rassaim	(i) Passenger	1.50
		(ii) Bicycle/Moped	0.75
		(iii) Bicycle/Moped with rider	2.25
		(iv) Motorcycle/Scooter	3.00
		(v) Motorcycle/Scooter with rider	4.50
		(vi) Cargo per tonne	15.00
		(vii) Car/jeep/three-wheeler (unloaded) with driver (one way)	9.00
		(viii) Car/jeep/three-wheeler (unloaded) with driver (return)	15.00
		(ix) 4/6 wheeler light medium vehicles e. g. Matador tempo, pick up (unloaded) with driver	15.00
		(x) Heavy medium vehicles e. g. DCM Toyota, Swaraj Mazda, Mercedes, Allwyn Nissan, etc. 6-wheeler (unloaded) with driver	22.50
		(xi) Heavy vehicles e. g. buses, trucks, tankers (unloaded) with driver	30.00
		(xii) Special trip	37.50
	D. Cortalim-Marcaim	(i) Passenger	1.75
		(ii) Passenger (Farmers)	0.75
		(iii) Bicycle/Moped	0.75
		(iv) Bicycle/Moped with rider	2.50
		(v) Motorcycle/Scooter	4.50
		(vi) Motorcycle/Scooter with rider	6.25
		(vii) Cargo per tonne	15.00
		(viii) Car/jeep/three-wheeler (unloaded) with driver	22.50
		(ix) Tempo, Pick-up (unloaded) with driver	34.50
		(x) Special trip	225.00
	E. Dona-Paula-Mormugao	(i) Passenger	2.00
		(ii) Cargo per tonne	15.00

## Department of Labour

## Notification

25/4/88-ILD

The following draft Notification which is proposed to be issued under sub-section (2) of section 5 of the Minimum Wages Act, 1948 (Central Act 11 of 1948) for revising the minimum rates of wages payable to various categories of employees employed in various trades mentioned in the said draft in the scheduled employment, namely "Employment in Saw Mills", is hereby pre-published as required by clause (b) of sub-section (1) of section 5 of the said Act. Notice is hereby given that the said draft will be taken into consideration by the Government after the expiry of two months from the date of publication of this Notification in the Official Gazette. All persons likely to be affected by the said draft may forward their suggestions or objections, if any, to the Secretary, Labour, Government of Goa, Secretariat, Panaji-Goa, before the expiry of the said two months so that such suggestions and objections may be taken into account at the time of finalisation of the draft.

## DRAFT NOTIFICATION

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 read with clause (iii) of sub-section (1) of section 4 and sub-section (2) of section 5 of the Minimum Wages Act, 1948 (Central Act 11 of 1948), the Government of Goa, after complying with the requirements of pre-publication hereby revises the minimum rates of wages payable to the categories of employees employed in "Employment in Saw Mills" as shown in the Schedule below:

## SCHEDULE

Sr. No.	Details of categories	All inclusive minimum rates of wages
1	2	3
<i>Unskilled</i>		
1.	Helper	Rs. 35/- per day
2.	Mazdoor/Coolie/Labourer	Rs. 210/- per week
3.	Office Boy	or
4.	Peon	Rs. 910/- per month
5.	Cleaner	
6.	Gardener	
7.	Chowkidar/Watchman	
8.	Manal/Hamal	
9.	Sweeper	
10.	Weighman	
11.	Bullock Cart Driver	
12.	Water carrier	
13.	Attendant	
14.	Messenger	
15.	Porter	

Any other category by whatever name called doing the work of the nature done by persons falling under the foregoing entries.

*Semi-Skilled*

1.	Asst. Cutter	Rs. 42/- per day.
2.	Asst. Sharpner	Rs. 252/- per week
3.	Asst. Operator	or
4.	Asst. Bensaw Man	Rs. 1092/- per month

By order and in the name of the Governor of Goa.

A. A. Manerkar, Under Secretary, (I. W. T.).

Panaji, 18th November, 1993.

1	2	3
5.	Asstt. Carpenter	Rs. 42/- per day
6.	Asstt. Polisher	Rs. 252/- per week
7.	Asstt. Mistri	or
8.	Asstt. Dharwala	Rs. 1092/- per month
9.	Coalman	

Any other category by whatever name called doing the work of the nature done by the persons falling under the foregoing entries.

#### Skilled:

1.	Head Mistri	Rs. 47/- per day
2.	Cutter	Rs. 282/- per week
3.	Supervisor	or
4.	Sharpner (Dharwala)	Rs. 1222/- per month
5.	Cutter	
6.	Machine Operator	
7.	Polisher	
8.	Artist	
9.	Driver	
10.	Painter	
11.	Carpenter	
12.	Bensaw Man	
13.	Upholsterer	

Any other category by whatever name called doing the work of the nature done by the persons falling under the foregoing entries.

#### General Staff

A. 1.	Manager	Rs. 55/- per day or Rs. 330/- per week or Rs. 1430/- per month
B. 1.	Accountant	Rs. 50/- per day or
2.	Office Incharge	Rs. 300/- per week or Rs. 1300/- per month
C. 1.	Accounts Clerk	Rs. 47/- per day
2.	Cashier	or
3.	Clerk	Rs. 282/- per week
4.	Store Keeper	or Rs. 1222/- per month

Any other category by whatever name called doing the work of the nature done by the persons falling under the foregoing entries.

#### Explanation:

- I. (a) The minimum rates of wages shall consist of an all inclusive rate of wages.
- (b) The minimum rate of daily wages payable to an employee employed in any category in respect of which monthly rate of minimum wages is fixed shall be computed by dividing the minimum rates of monthly wages fixed for the class of employees to which he belongs by 26, the quotient being stepped up to the nearest paise.
- (c) The monthly rate of minimum wages payable to an employee employed in any category in respect of which daily rate of minimum wages is fixed shall be computed by multiplying the daily rate by 26.
- II. (a) Unskilled work is one which involves simple operation requiring the skill or experience on the job.

(b) Semi-skilled work is one which involves skill or competence on the job and which is capable of being performed under the supervision or guidance.

(c) Skilled work is one which involves skill or competence required through experience on the job or through training an apprentice or in a technical or Vocational Institution and the performance of which calls for initiative and judgement.

III. The minimum rates of wages shall be applicable to employees engaged by the principal employer or contractors or sub-contractors, etc. working in their employment.

IV. Both male and female workmen shall be paid the same rates of wages fixed for the category and for equal work.

V. In case of employees employed on piece-rate basis, the minimum rates of wages payable shall be at a rate not less than the minimum rates fixed under this Notification.

VI. Children and adolescents who are not certified to work as adults shall be paid at the rate of 75% of the wages payable per adult. Where adolescents are certified to work as adults, they shall be paid the same rates of wages as adults.

By order and in the name of the Governor of Goa.

V. G. Manerkar, Under Secretary (Labour).

Panaji, 28th September, 1993.

#### Notification

25/4/88-ILD

The following draft Notification which is proposed to be issued under sub-section (2) of section 5 of the Minimum Wages Act, 1948 (Central Act 11 of 1948), for revising the minimum rates of wages payable to various categories of employees employed in various trades mentioned in the said draft in the scheduled employment, namely "Employment in processing and canning of foodstuffs including fish and beverages", is hereby pre-published as required by clause (b) of sub-section (1) of section 5 of the said Act. Notice is hereby given that the said draft will be taken into consideration by the Government after the expiry of two months from the date of publication of this Notification in the Official Gazette. All persons likely to be affected by the said draft, may forward their suggestions or objections, if any, to the Secretary, Labour, Government of Goa Secretariat, Panaji, before the expiry of the said two months so that such suggestions and objections may be taken into account at the time of finalisation of the draft.

#### DRAFT NOTIFICATION

In exercise of the powers conferred by clause (a) of sub-section (1) of section 3 read with clause (iii) of sub-section (1) of section 4 and sub-section (2) of

section 5 of the Minimum Wages Act, 1948 (Central Act 11 of 1948), the Government of Goa, after complying with the requirements of pre-publication, hereby revises the minimum rates of wages payable to the categories of employees employed in "Employment in processing and canning of foodstuffs including fish and beverages" as shown in the Schedule below:

#### SCHEDULE

Sr. No.	Category of work	All inclusive minimum rates of wages
1	2	3
<b>Category I</b>		
A —	1. Manager	Rs. 54/- per day or Rs. 324/- per week or Rs. 1404/- per month
	2. Accountant	
	3. Head Operator	
	4. Head conditioning Operator	
	5. Chemist	
	6. Sales supervisor	
	7. Chemist	
	8. Sales Supervisor	
	9. Head Operator	
	10. Office-in-Charge	
	11. All other categories by whatever name called doing the work of the nature done by the persons falling under the foregoing entries.	
B —	1. Storekeeper	Rs. 49/- per day or Rs. 294/- per week or Rs. 1274/- per month
	2. Clerk	
	3. Steno typist	
	4. Supervisor	
	5. Driver	
	6. Salesman	
	7. Operator	
	8. Grader	
	9. Washing Machine Operator	
	10. Cashier	
	11. Electrician	
	12. Carpenter	
	13. Refrigerator Mechanic/Operator	
	14. Any other categories by whatever name called doing the work of the nature done by the persons falling under the foregoing entries.	
<b>Category II</b>		
	1. Junior Mechanic	Rs. 43/- per day or Rs. 258/- per week or Rs. 1118/- per month
	2. Asstt. Store Keeper	
	3. Dealing Boy	
	4. Mechanic Operator	
	5. Processor	
	6. Feeding Machine Operator	
	7. Machine Operator	
	8. Any other categories by whatever name called doing the work of the nature done by the persons falling under the foregoing entries.	
<b>CATEGORY III</b>		
	1. Grinder	Rs. 35/- per day or Rs. 210/- per week or Rs. 910 per month
	2. Mixer	
	3. Cleaner/Washer	
	4. Helper	
	5. Peeler	
	6. Labourer	
	7. Bottle Loading Operator	
	8. Gardener	
	9. Ice Loader	
	10. Loader	
	Any other categories by whatever name called doing the work of the nature done by the persons falling under the foregoing entries.	

#### Explanation:

1. Where in any area or establishment scheduled employment wages fixed under this Notification are lower than the wages fixed by the Central Government or by agreement or settlement or contract or Contractor's Regulations attached to the conditions of Contract, the higher rate would be payable as minimum wage under this Notification.

2. The minimum rates of wages revised are inclusive rates including the wages for the weekly day of rest.

3. The minimum rates of wages are applicable to employees engaged by the Principal employer or contractors or sub-contractors, etc.

4. Both men and women workers shall be paid the same rates of wages fixed for the same category or for equal work.

5. The minimum rates of wages payable to an adolescent certified to work as an adult shall be the same rate as payable to an adult. In case he or she is certified to work as an adolescent only, the rates of wages payable shall be 80% of the minimum rate of wages fixed for adults.

6. Where part time workers are employed, they should be paid on pro-rata wages in accordance with the number of hours of work done.

7. Where payment is made on piece rate basis for any of the categories for which time rate is fixed the wages of the employers shall not be less than the minimum time rate fixed for a normal day's work.

By order and in the name of the Governor of Goa.

V. G. Manerkar, Under Secretary (Labour).

Panaji, 28th September, 1993.

Law (Legal and Legislative Affairs) Department

#### Notification

10-2-92/LA(Part)

The SAARC Convention (Suppression of Terrorism) Act, 1993 (Central Act 36 of 1993) which has been passed by Parliament and assented to by the President of India on 26-4-1993 and published in the Gazette of India, Extraordinary, Part II, Section 1, dated 26-4-1993, is hereby published for the general information of the public.

P. V. Kadnekar, Under Secretary (Drafting).

Panaji, 9th November, 1993.

## THE SAARC CONVENTION (SUPPRESSION OF TERRORISM) ACT, 1993

AN

ACT

*to give effect to the South Asian Association for Regional Cooperation Convention on Suppression of Terrorism and for matters connected therewith or incidental thereto.*

Whereas a Convention on the Suppression of Terrorism was signed on behalf of the Government of India at Kathmandu on the 4th day of November, 1987;

And whereas India, having ratified the said Convention, should make provisions for giving effect thereto and for matters connected therewith or incidental thereto;

Be it enacted by Parliament in the Forty-fourth Year of the Republic of India as follows:—

1. *Short title, extent and application.*—(1) This Act may be called the SAARC Convention (Suppression of Terrorism) Act, 1993.

(2) It extends to the whole of India and, subject to the provisions of section 6, it applies also to any offence under this Act committed outside India by any person.

2. *Definitions.*—In this Act, unless the context otherwise requires,—

(a) “Convention” means the South Asian Association for Regional Cooperation Convention on Suppression of Terrorism signed at Kathmandu on the 4th day of November, 1987 as set out in the Schedule;

(b) “Convention country” means a country in which the Convention is for the time being in force.

3. *Application of the Convention.*—Notwithstanding anything to the contrary contained in any other law, the provisions of Articles I to VIII of the Convention shall have the force of law in India.

4. *Hostage-taking.*—(1) Whoever, by force or threat of force or by any other form of intimidation, seizes or detains any person and threatens to kill or injure that person with intent to cause a Convention country to do or abstain from doing any act as the means of avoiding the execution of such threats, commits the offence of hostage-taking.

(2) Whoever commits the offence of hostage-taking shall be punished with imprisonment for a term which may extend to ten years, and shall also be liable to fine.

5. *Provisions as to Extradition Act.*—For the purposes of the Extradition Act, 1962, in relation to a Convention country, 34 of 1962. an offence under sub-section (1) of section 4 or any other offence specified in Article 1 of the Convention, shall not be considered to be an offence of a political character.

6. *Offences committed outside India.*—(1) When an offence under sub-section (1) of section 4 or any

other offence specified in Article 1 of the Convention is committed outside India,—

(a) by a citizen of India, whether on the high seas or elsewhere,

(b) by a person, not being such citizen, on any ship or aircraft, registered in India; or

(c) by a person, not being such citizen, in a Convention country,

he may be dealt with in respect of such offence as if it had been committed at any place within India at which he may be found.

(2) Notwithstanding anything contained in sub-section (1), the Central Government may, by general or special order published in the Official Gazette, direct that the offence under sub-section (1) of section 4 or any other offence specified in Article I of the Convention may be inquired into or tried at any place within India.

7. *Previous sanction necessary for prosecution.*—No prosecution for an offence under this Act shall be instituted except with the previous sanction of the Central Government and the sanction granted under this section shall be deemed to be a sanction granted under section 188 of the Code of Criminal Procedure, 1973. 2 of 1974.

8. *Protection of action taken in good faith.*—(1) No suit, prosecution or other legal proceeding shall lie against any person for anything which is in good faith done or intended to be done in pursuance of the provisions of this Act.

(2) No suit or other legal proceeding shall lie against the Central Government for any damage caused or likely to be caused for anything which is in good faith done or intended to be done in pursuance of the provisions of this Act.

## THE SCHEDULE

[See section 2(a)]

## SAARC REGIONAL CONVENTION OF SUPPRESSION OF TERRORISM

The Member States of the South Asian Association for Regional Cooperation (SAARC)

MINDFUL of the principles of cooperation enshrined in the SAARC Charter;

RECALLING that at the Dhaka Summit on December 7-8, 1985, the Heads of State or Government of the member States of the SAARC recognised the seriousness of the problem of terrorism as it affects the security and stability of the region;

ALSO RECALLING the Bangalore Summit Declaration of 17th November, 1986, in which the Heads of State or Government of SAARC agreed that cooperation among SAARC States was vital if terrorism was to be prevented and eliminated from the region; unequivocally condemned all acts, methods and practices of terrorism as criminal and deplored their impact on life and property, socio-economic development, political stability, regional and international peace and cooperation; and recognised the importance of the principles laid down in UN Resolution 262 (XXV) which among others required that each State should refrain from organising, instigating, assisting or participating in acts of civil strife or terrorist acts in another State or acquiescing in organised activities within its territory directed towards the commission of such acts;

AWARE of the danger posed by the spread of terrorism and its harmful effect on peace, cooperation, friendship and good neighbourly relations and which could also jeopardise the sovereignty and territorial integrity of States;

HAVE RESOLVED to take effective measures to ensure that perpetrators of terroristic acts do not escape prosecution and punishment by providing for their extradition or prosecution, and to this end;

HAVE AGREED as follows:—

#### ARTICLE I

Subject to the overall requirements of the law of extradition, conduct constituting any of the following offences, according to the law of the Contracting State, shall be regarded as terroristic and for the purpose of extradition shall not be regarded as a political offence or as an offence connected with a political offence or as an offence inspired by political motives:—

(a) an offence within the scope of the Convention for the Suppression of Unlawful Seizure of Aircrafts, signed at the Hauge, on December 16, 1970;

(b) an offence within the scope of the Convention for the Suppression of Unlawful Act, against the Safety of Civil Aviation signed at Montreal, on September 23, 1971;

(c) an offence within the scope of the Convention on the Prevention and Punishment of Crimes against Internationally Protected Persons, including Diplomatic Agents, signed at New York, on December 14, 1973;

(d) an offence within the scope of any Convention to which the SAARC member States concerned are parties and which obliges the parties to prosecute or grant extradition;

(e) murder, manslaughter, assault causing bodily harm, kidnapping hostage-taking and offences relating to firearms, weapons, explosives and dangerous substances when used as a means to perpetrate indiscriminate violence involving death or serious bodily injury to persons or serious damage to property;

(f) an attempt or conspiracy to commit an offence described in sub-paragraphs (a) to (e), aiding, abetting or counselling the commission of such an offence or participating as an accomplice in the offences so described.

#### ARTICLE II

For the purpose of extradition between SAARC member States, any two or more Contracting States may, by agreement, decide to include any other serious offence involving violence, which shall not be regarded as a political offence or an offence connected with a political offence or an offence inspired by political motives.

#### ARTICLE III

1. The provisions of all extradition treaties and arrangements applicable between Contracting States are hereby amended as between Contracting States to the extent that they are incompatible with this Convention.

2. For the purpose of this Convention and to the extent that any offence referred to in Article I or agreed to in terms of Article II is not listed as an extraditable offence in any extradition treaty existing between Contracting States, it shall be deemed to be included as such therein.

3. Contracting States undertake to include these offences as extraditable offences in any future extradition treaty to be concluded between them.

4. If a Contracting State which makes extradition conditional on the existence of a treaty receives a request for extradition from another Contracting State with which it has no extradition treaty, the requested State may, at its option, consider this Convention as the basis for extradition in respect of the offences set forth in Article I or agreed to in terms of Article II. Extradition shall be subject to the law of the requested State.

5. Contracting States which do not make extradition conditional on the existence of a treaty, shall recognise the offences set forth in Article I or agreed to in terms of Article II as extraditable offences between themselves, subject to the law of the requested State.

#### ARTICLE IV

A Contracting State in whose territory a person suspected of having committed an offence referred to in Article I or agreed to in terms of Article II is found and which has received a request for extradition from another Contracting State, shall, if it does not extradite that person, submit the case without exception and without delay, to its competent authorities, so that prosecution may be considered. These authorities shall take their decisions in the same manner as in the case of any offence of a serious nature under the law of that State.

#### ARTICLE V

For the purpose of Article IV, each Contracting State may take such measures as it deems appropriate, consistent with its national laws, subject to reciprocity, to exercise its jurisdiction in the case of an offence under Article I or agreed to in terms of Article II.

#### ARTICLE VI

A Contracting State in whose territory an alleged offender is found, shall, upon receiving a request for extradition from another Contracting State, take appropriate measures, subject to its national laws, so as to ensure his presence for purposes of extradition or prosecution. Such measures shall immediately be notified to the requesting State.

#### ARTICLE VII

Contracting States shall not be obliged to extradite, if it appears to the requested State that by reason of the trivial nature of the case or by reason of the request for the surrendered or return of a fugitive offender not being made in good faith or in the interests of justice or for any other reasons it is unjust or inexpedient to surrender or return the fugitive offender.

#### ARTICLE VIII

1. Contracting States shall, subject to their national laws, afford one another the greatest measure of mutual assistance in connection with proceedings brought in respect of the offences referred to in Article I or agreed to in terms of Article II, including the supply of all evidence at their disposal necessary for the proceedings.

2. Contracting States shall cooperate among themselves, to the extent permitted by their national laws, through consultations between appropriate agencies, exchange of information, intelligence and expertise and such other cooperative measures as may be appropriate, with a view to preventing terroristic activities through precautionary measures.

#### ARTICLE IX

1. The Convention shall be open for signature by the member States of SAARC at the SAARC Secretariat in Kathmandu.

2. It shall be subject to ratification. Instruments of Ratification shall be deposited with the Secretary-General of SAARC.

#### ARTICLE X

This Convention shall enter into force on the fifteenth day following the date of the deposit of the seventh Instrument of Ratification with the Secretary-General of SAARC.

#### ARTICLE XI

The Secretary-General of SAARC shall be the depository of this Convention and shall notify member States of signatures to this Convention and all deposits of Instruments of Ratification. The Secretary-General, shall transmit certified copies of such Instruments to each member State. The Secretary-General shall also inform member States of the date on which this Convention will have entered into force in accordance with Article X.

IN WITNESS WHEREOF the undersigned, being duly authorised thereto by their respective Governments, have signed this Convention.

DONE at Kathmandu on this fourth day of November one thousand nine hundred and eighty-seven, in eight originals in the English language, all texts being equally authentic.